FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 9451 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr. Rajesh Dattar, for the petitioners.

CORAM: D.B. BHOSALE, J.
DATE : 3RD DECEMBER, 2004.

P.C.:-

1. This petition is arising out of RTS proceedings. Mr. Rajesh Dattar, learned Counsel for the petitioner states that civil dispute between the parties is now pending before the appellate Court. The said civil Appeal is directed against the judgment and decree passed in Regular Civil Suit No.34 of 2001 filed by the petitioner. Keeping that in view, in my opinion, this Writ Petition need not be entertained and the following order will

meet the ends of justice;

(i). The orders passed by the Revenue authorities in RTS proceedings, which are impugned in the instant petition, would be subject to final outcome of the civil proceedings arising out of Regular Civil Suit No. 34 of 2001.

(ii). It is open for the petitioners to approach the Revenue authorities afresh, if he ultimately succeeds in the civil suit. It is also open for the petitioners to apply for appropriate reliefs, if any, in the civil Appeal. If such application is filed, the same to be considered in accordance with law. The petition is disposed of.

. All concerned to act on a copy of this order duly authenticated by the Office/Court Stenographer of this Court.

SD/-

(D.B. BHOSALE, J)